

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

H.B. 930
May 11, 2021
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40564-MMa-63B

Short Title: Birth Certificate Information. (Public)

Sponsors: Representative Graham.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT AMENDING BIRTH REGISTRATION LAWS.

3 The General Assembly of North Carolina enacts:

4 **SECTION 1.** Article 4 of Chapter 130A of the General Statutes is amended by
5 adding a new section to read:

6 "**§ 130A-101.1. Self-identification of race.**

7 (a) A parent may self-identify the race of the child. The following guidelines shall control
8 self-identification under this section:

9 (1) If both parents' names are entered on the child's birth certificate pursuant to
10 G.S. 130A-101, self-identification of race requires the agreement of both
11 parents.

12 (2) If only one parent's name is entered on the child's birth certificate pursuant to
13 G.S. 130A-101, the parent named on the birth certificate may self-identify the
14 child's race.

15 (3) Notwithstanding any prior self-identification, the child's race shall be entered
16 on the certificate as directed by the adoptive parent of the child, if there is not
17 more than one adoptive parent. If there is more than one adoptive parent of
18 the child, then the race of the child shall be entered only as agreed upon by
19 both adoptive parents.

20 (4) Notwithstanding any other self-identification, the child's race shall be entered
21 on the certificate as directed by that child, provided the child has reached the
22 age of majority.

23 (b) This section only applies to the birth certificates of children born on or after October
24 1, 2022. This section does not prohibit the State Registrar or a local registrar from entering on a
25 birth certificate any information required by G.S. 130A-102."

26 **SECTION 2.** G.S. 130A-102 reads as rewritten:

27 "**§ 130A-102. Contents of birth certificate.**

28 The certificate of birth shall contain those items recommended by the federal agency
29 responsible for national vital statistics, except as amended or changed by the State Registrar.
30 Medical information contained in a birth certificate shall not be public records open to inspection.
31 The race of a child self-identified pursuant to G.S. 130A-101.1 shall be entered on the certificate
32 of birth."

33 **SECTION 3.** G.S. 130A-118 reads as rewritten:

34 "**§ 130A-118. Amendment of birth and death certificates.**

35 ...

36 (b) A new certificate of birth shall be made by the State Registrar when:



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1 ...
2 (5) Requested by a parent or child authorized to self-identify a child's race on a
3 birth certificate pursuant to G.S. 130A-101.1.

4"

5 **SECTION 4.** There is appropriated from the General Fund to the Department of
6 Health and Human Services, Division of Public Health, the sum of eighty-seven thousand dollars
7 (\$87,000) in nonrecurring funds for the 2021-2023 fiscal biennium. The funds shall be allocated
8 to the State Registrar of Vital Records to implement the provisions of this act.

9 **SECTION 5.** This act is effective when it becomes law.